

**FILED**

SEP - 6 2007

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

E-filing

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

**C 07 4467**

CASE NO. \_\_\_\_\_

**PRISONER'S  
APPLICATION TO PROCEED  
IN FORMA PAUPERIS**

**SBA**

**(PR)**

Plaintiff,

vs.

Defendant.

I, \_\_\_\_\_, declare, under penalty of perjury that I am the plaintiff in the above entitled case and that the information I offer throughout this application is true and correct. I offer this application in support of my request to proceed without being required to prepay the full amount of fees, costs or give security. I state that because of my poverty I am unable to pay the costs of this action or give security, and that I believe that I am entitled to relief.

In support of this application, I provide the following information:

1. Are you presently employed? Yes \_\_\_ No ☒

If your answer is "yes," state both your gross and net salary or wages per month, and give the name and address of your employer:

Gross: N/A Net: \_\_\_\_\_

Employer: N/A \_\_\_\_\_

1 If the answer is "no," state the date of last employment and the amount of the gross and net  
 2 salary and wages per month which you received. (If you are imprisoned, specify the last  
 3 place of employment prior to imprisonment.)

4 4-26-04 Waste Management 2,040 Gross 1,600 net  
 5 \_\_\_\_\_  
 6 \_\_\_\_\_

7 2. Have you received, within the past twelve (12) months, any money from any of the  
 8 following sources:

9 a. Business, Profession or Yes \_\_\_\_ No ☒  
 10 self employment

11 b. Income from stocks, bonds, Yes \_\_\_\_ No ☒  
 12 or royalties?

13 c. Rent payments? Yes \_\_\_\_ No ☒

14 d. Pensions, annuities, or Yes \_\_\_\_ No ☒  
 15 life insurance payments?

16 e. Federal or State welfare payments, Yes \_\_\_\_ No ☒  
 17 Social Security or other govern-

18 ment source?

19 If the answer is "yes" to any of the above, describe each source of money and state the amount  
 20 received from each.

21 N/A  
 22 \_\_\_\_\_

23 3. Are you married? Yes ☒ No ☒

24 Spouse's Full Name: N/A

25 Spouse's Place of Employment: N/A

26 Spouse's Monthly Salary, Wages or Income: \_\_\_\_\_

27 Gross \$ N/A Net \$ N/A

28 4. a. List amount you contribute to your spouse's support: \$ N/A

b. List the persons other than your spouse who are dependent upon you for support and indicate how much you contribute toward their support. (NOTE: For minor children, list only their initials and ages. DO NOT INCLUDE THEIR NAMES.).

5 J J 12 yrs. ~~X~~

5. Do you own or are you buying a home? Yes ☐ No ☒  
Estimated Market Value: \$ n/a Amount of Mortgage: \$ n/a

6. Do you own an automobile? Yes ☐ No ☒  
Make n/a Year n/a Model n/a  
Is it financed? Yes ☒ No ☐ If so, Total due: \$ n/a  
Monthly Payment: \$ n/a

7. Do you have a bank account? Yes ☐ No ☒ (Do not include account numbers.)  
Name(s) and address(es) of bank: n/a

Present balance(s): \$ \_\_\_\_\_

Do you own any cash? Yes ☐ No ☒ Amount: \$ \_\_\_\_\_

Do you have any other assets? (If "yes," provide a description of each asset and its estimated market value.) Yes ☐ No ☒

8. What are your monthly expenses?

Rent: \$ n/a Utilities: n/a  
Food: \$ n/a Clothing: n/a

Charge Accounts:

Name of Account	Monthly Payment	Total Owed on This Acct.
<u>n/a</u>	\$ <u>n/a</u>	\$ <u>000</u>
<u>n/a</u>	\$ <u>n/a</u>	\$ <u>000</u>
<u>n/a</u>	\$ <u>n/a</u>	\$ <u>000</u>

9. Do you have any other debts? (List current obligations, indicating amounts and to whom they are payable. Do not include account numbers.)

W/A

11 17

10. Does the complaint which you are seeking to file raise claims that have been presented in other lawsuits? Yes \_\_\_ No ☒

Please list the case name(s) and number(s) of the prior lawsuit(s), and the name of the court in which they were filed.

W/A

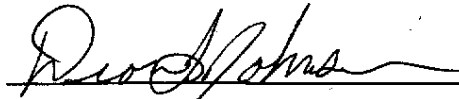
11 11

I consent to prison officials withdrawing from my trust account and paying to the court the initial partial filing fee and all installment payments required by the court.

I declare under the penalty of perjury that the foregoing is true and correct and understand that a false statement herein may result in the dismissal of my claims.

9-4-07

DATE



SIGNATURE OF APPLICANT

Case Number: \_\_\_\_\_

**CERTIFICATE OF FUNDS**  
**IN**  
**PRISONER'S ACCOUNT**

I certify that attached hereto is a true and correct copy of the prisoner's trust account statement showing transactions of \_\_\_\_\_ for the last six months  
[prisoner name]  
\_\_\_\_\_ where (s)he is confined.  
[name of institution]

I further certify that the average deposits each month to this prisoner's account for the most recent 6-month period were \$ \_\_\_\_\_ and the average balance in the prisoner's account each month for the most recent 6-month period was \$ \_\_\_\_\_.

Dated: \_\_\_\_\_

\_\_\_\_\_  
[Authorized officer of the institution]

*Refused to sign see attached print out of Account*

## Inmate Statement



Inmate Reg #: 88889011  
 Inmate Name: JOHNSON, DION  
 Report Date: 09/04/2007  
 Report Time: 11:52:31 AM

Current Institution: Dublin FCI  
 Housing Unit: DUB-J-B  
 Living Quarters: J04-2181

Alpha Code	Date/Time	Reference#	Payment#	Receipt#	Transaction Type	Transaction Amount	Encumbrance Amount	Ending Balance
DUB	9/3/2007 7:16:41 PM	TFN0903			Phone Withdrawal	(\$5.00)		\$115.56
DUB	9/2/2007 9:14:57 AM	TFN0902			Phone Withdrawal	(\$8.00)		\$120.56
DUB	9/1/2007 7:31:59 AM	TFN0901			Phone Withdrawal	(\$20.00)		\$128.56
DUB	8/29/2007 5:07:18 PM	132			Sales	(\$28.40)		\$148.56
DUB	8/23/2007 8:13:58 AM	16			Sales	(\$24.15)		\$176.96
DUB	8/16/2007 8:00:56 AM	34			Sales	(\$34.25)		\$201.11
DUB	8/14/2007 2:16:41 PM	TFN0814			Phone Withdrawal	(\$5.00)		\$235.36
DUB	8/11/2007 4:21:24 PM	TFN0811			Phone Withdrawal	(\$5.00)		\$240.36
DUB	8/10/2007 12:39:42 PM	TFN0810			Phone Withdrawal	(\$5.00)		\$245.36
DUB	8/10/2007 7:27:24 AM	GIPP0707			Payroll - IPP	\$40.20		\$250.36
DUB	8/9/2007 12:48:34 PM	TFN0809			Phone Withdrawal	(\$5.00)		\$210.16
DUB	8/9/2007 8:31:01 AM	35			Sales	(\$30.65)		\$215.16
DUB	8/8/2007 6:19:57 AM	TFN0808			Phone Withdrawal	(\$5.00)		\$245.81
DUB	8/7/2007 1:51:34 PM	TFN0807			Phone Withdrawal	(\$5.00)		\$250.81
DUB	8/6/2007 8:00:59 PM	TFN0806			Phone Withdrawal	(\$5.00)		\$255.81
DUB	8/4/2007 10:20:47 AM	TFN0804			Phone Withdrawal	(\$5.00)		\$260.81
DUB	8/2/2007 2:06:18 PM	TFN0802			Phone Withdrawal	(\$5.00)		\$265.81
DUB	8/2/2007 10:28:35 AM	TFN0802			Phone Withdrawal	(\$10.00)		\$270.81
DUB	8/1/2007 8:40:06 AM	TFN0801			Phone Withdrawal	(\$17.00)		\$280.81
DUB	7/31/2007 4:24:29 PM	42			Sales	(\$6.00)		\$297.81
DUB	7/26/2007 8:07:51 AM	17			Sales	(\$41.30)		\$303.81
DUB	7/19/2007 8:06:53 AM	24			Sales	(\$31.80)		\$345.11
DUB	7/12/2007 10:28:44 AM		1429		Tuition	(\$52.80)		\$376.91
DUB	7/12/2007 9:01:58 AM	26			Sales	(\$54.35)		\$429.71
DUB	7/12/2007 8:44:05 AM	TFN0712			Phone Withdrawal	(\$4.00)		\$484.06
DUB	7/10/2007 8:45:25 AM	GIPP0607			Payroll - IPP	\$27.20		\$488.06
DUB	7/9/2007 12:07:18 PM	TFN0709			Phone Withdrawal	(\$5.00)		\$460.86
DUB	7/7/2007 10:19:56 AM	TFN0707			Phone Withdrawal	(\$5.00)		\$465.86
DUB	7/7/2007 5:13:12 AM	70186701			Lockbox - CD	\$50.00		\$470.86
DUB	7/6/2007 10:23:29 AM	TFN0706			Phone Withdrawal	(\$9.00)		\$420.86
DUB	7/5/2007 11:29:20 AM	77			Sales	(\$50.35)		\$429.86
DUB	7/2/2007 12:11:32 PM	TFN0702			Phone Withdrawal	(\$20.00)		\$480.21
DUB	7/2/2007 10:03:38 AM	33319607			Western Union	\$500.00		\$500.21
DUB	7/2/2007 7:20:33 AM	TFN0702			Phone Withdrawal	(\$15.00)		\$0.21

12

<b>Totals:</b>	<b>\$115.56</b>	<b>\$0.00</b>
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[illegible]